



**6712-01**

**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

**[MB Docket No. 12-236; RM-11671, DA 12-1397]**

Radio Broadcasting Services; Roaring Springs, Texas

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document proposes to amend the FM Table of Allotments. The Commission requests comment on a petition filed by Jesus B. Salazar, proposing to amend the Table of Allotments by substituting Channel 227A for vacant Channel 249A at Roaring Springs, Texas, and by substituting Channel 249C3 for vacant Channel 276C3, at Roaring Springs, Texas. The proposal is part of a contingently filed “hybrid” application and rule making petition. Channel 227A can be allotted at Roaring Springs, Texas, in compliance with the Commission’s minimum distance separation requirements with a site restriction of 10.5 km (6.5 miles) north of Roaring Springs, at 33-59-36 North Latitude and 100-52-10 West Longitude. Channel 249C3 can be allotted at Roaring Springs, Texas, in compliance with the Commission’s minimum distance separation requirements with a site restriction of 9.4 km (5.8 miles) northeast of Roaring Springs, at 33-57-55 North Latitude and 100-47-36 West Longitude. See Supplementary Information infra.

**DATES:** The deadline for filing comments is October 15, 2012. Reply comments must be filed on or before October 30, 2012.

**ADDRESSES:** You may submit comments, identified by MB Docket No. 12-236, by any of the following methods:

- Federal Communications Commission's Web Site: <http://fjallfoss.fcc.gov/ecfs2/>.  
Follow the instructions for submitting comments.
- People with Disabilities: Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by e-mail: [FCC504@fcc.gov](mailto:FCC504@fcc.gov) or phone: 202-418-0530 or TTY: 202-418-0432.

In addition to filing comments with the FCC, interested parties should serve counsel for petitioner as follows: James L. Oyster, Esq., Law Offices of James L. Oyster, 108 Oyster Lane, Castleton, Virginia 22716-9720.

**FOR FURTHER INFORMATION CONTACT:** Deborah A. Dupont, Media Bureau  
(202) 418-7072.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 12-236, adopted August 23, 2012, and released August 24, 2012. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY-A257), 445 12<sup>th</sup> Street, SW., Washington, D.C. 20554. The complete text of this decision may also be purchased from the Commission's copy contractor, Best Copy and Printing, Inc., 445 12<sup>th</sup> Street, SW., Room CY-B402, Washington, DC, 20554, (800) 378-3160, or via the company's website, [www.bcpweb.com](http://www.bcpweb.com). This document does not contain proposed information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. In addition, therefore, it does not contain any proposed information collection burden "for small business concerns with fewer than

25 employees," pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198, see 44 U.S.C. 3506 (c)(4).

The Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding. Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all ex parte contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible ex parte contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

FEDERAL COMMUNICATIONS COMMISSION

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For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR Part 73 as follows:

**PART 73 – RADIO BROADCAST SERVICES**

1. The authority citation for Part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303, 334, 336 and 339.

**§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing 276C3 and adding 227A and 249C3 at Roaring Springs.

[FR Doc. 2012-21875 Filed 09/21/2012 at 8:45 am; Publication Date: 09/24/2012]